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OCT 21 2013

ORDINANCE NO. 4496

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING SECTION 53-2 OF THE CODE OF THE CITY OF CHANDLER TO CHANGE RECLAIMED WATER SERVICE DELIVERY POLICIES.

WHEREAS, reclaimed water is safe for human contact but is not intended for use as drinking water and should not be consumed; and

WHEREAS, reclaimed water is subject to a variety of federal, state, and local regulations that protect the safety of the public and the integrity of the drinking water system, and all users must be familiar with these rules and comply with them; and

WHEREAS, City staff recommends prohibiting future connections of Chandler's reclaimed water to single family homes, duplexes, and triplexes, so that staff can assist existing residential reclaimed water users to protect their drinking water by avoiding cross connections between their reclaimed water and drinking water systems; and

WHEREAS, Council finds that it is in the best interest of the City to adopt these changes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona that the Code of the City of Chandler, Arizona be amended as follows:

SECTION 1: Chapter 53 is hereby amended as follows:

A. Amend Section 53-2 to read as follows:

53-2. - Policy established.

53-2.1. There is hereby established a policy and orderly program to provide reclaimed water service for all areas South of Pecos Road and East of Old Price Road within the City limits except as set forth in Sections 53-2.2 and 53-2.4 below. Except as set forth in Section 53-2.2 below, reclaimed water service shall be provided to other areas within or outside the City limits pursuant to this chapter if the City reasonably determines that the City reclaimed water distribution system is in place to deliver reclaimed water to that area and that the City has reclaimed water available for delivery.

53-2.2. Delivery of reclaimed water service to single-family homes, duplexes, and triplexes is prohibited as of November 1, 2013, unless a preliminary plat for new development is previously approved by City Council pursuant to Chapter 48 of this code. Homes receiving reclaimed water service prior to this effective date are exempt from this policy. Reclaimed water service shall not be restored in the event that preexisting reclaimed water service to a single-family home, duplex, or triplex is discontinued for more than ninety days.

53-2.3. The City Council may agree to participate in the cost of construction to oversize transmission mains if construction funds are available. Unless otherwise approved by the City Council, the City shall pay for its portion of the costs based on current costs established for buy-in assessments.

53-2.4. The Director of the Municipal Utilities Department shall determine, on or before December 1 of each year, the amount of reclaimed water available for the next calendar year, identify the minimum quantity of reclaimed water needed to operate City recharge facilities, and allocate reclaimed water available after subtracting quantities needed to operate all recharge facilities among all developers requesting reclaimed water service for the next calendar year in accordance with the priority of delivery provisions set forth in section 53-3.

SECTION 2: The changes established by this Ordinance shall become effective on November 1, 2013.

INTRODUCED AND TENTATIVELY approved by City Council of the City of Chandler, Arizona, this ____ day of _____, 2013.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this ____ day of _____, 2013.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4496 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on ____ day of _____, 2013 and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY *CH for*